



UNITED STATES
PATENT AND
TRADEMARK OFFICE

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY
AND DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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Inv 29 2002

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Gaetano D. Marccarone
500 Arsenal Street
Watertown, MA 02472

In re Application of :
Or et al. :
Serial No.: 10/007,235 : DESICION ON PETITION
Filed: October 22, 2001 :
Attorney Docket No.: ENP-036 :
:

This is in response to applicants' request for withdrawal of holding of abandonment, filed August 22, 2002.

A review of the file history indicates the examiner mailed a Restriction Requirement on February 7, 2002. Upon failure to receive a reply the application was held abandoned by Notice of Abandonment mailed November 18, 2002. On August 22, 2002, the present petition was filed. Applicant asserts that the Restriction Requirement dated February 7, 2002 was never received. Based on the statements and evidence provided it is concluded that the Office action dated February 7, 2002 was never received by applicant. Accordingly, the petition is Granted.

Applicants' petition is **GRANTED**.

The delay of responding to this petition is regretted. The application has been returned to pending status. The Office action dated February 7, 2002 is being re-mailed herewith. The shortened statutory period for reply is set to expire ONE MONTH from the mailing date of this letter.

Should there be any questions regarding this decision, please contact Cecilia Tsang by mail addressed to Director, Technology Center 1600, Washington, D.C. 20231, or by telephone at (703) 308-0254 or by facsimile transmission at (703) 305-7230.

*Cecilia Tsang for
Bruce Kisliuk*
Director, Technology Center 1600